

ORDER

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION**

UNITED STATES OF AMERICA,  
Respondent,

v.

VICTOR MANUEL JIMENEZ-  
HERNANDEZ,  
Movant.

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CIVIL ACTION NO. B-05-039  
(CR. NO. B-03-326-03) ✓

**ORDER ADOPTING MAGISTRATE  
JUDGE'S REPORT AND RECOMMENDATION**

Before the Court is the Magistrate Judge's Report and Recommendation in the above-referenced cause of action. After a de novo review of the file, the Magistrate Judge's Report and Recommendation is hereby ADOPTED. It is, therefore, ORDERED, ADJUDGED, and DECREED that the Government's Motion for Summary Judgment (Doc. No. 7) is hereby GRANTED and Movant's application 28 U.S.C. § 2255 for relief (Doc. No. 1) is hereby DISMISSED.

DONE at Brownsville, Texas this 7<sup>th</sup> day of November, 2005.



Hilda Tagle  
United States District Judge